



**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

in re application of

Docket No: Q85876

Koji MASAKI, et al.

Appln. No.: 10/522,381

Group Art Unit: 1714

Confirmation No.: 7991

Examiner: Unknown

Filed: January 26, 2005

For: RUBBER COMPOSITION AND PNEUMATIC TIRE USING THE SAME IN TREAD

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

1. U.S. Patent No. 4,946,887 issued August 7, 1990, to Takino et al.
2. U.S. Patent No. 3,225,122 issued December 21, 1965, to Stumpe, Jr.
3. European Patent Application No. 0 775 725 A1 published May 28, 1997, to Asahi Kasei Kogyo Kabushiki Kaisha.
4. U.S. Patent No. 5,221,714 issued June 22, 1993, to Parker.
5. U.S. Patent No. 5,654,253 issued August 5, 1997, to Hucul et al.
6. Great Britain Patent No. 1 501 378 published February 15, 1978, to The International Synthetic Rubber Co., Ltd.

One copy of each of the listed documents is submitted herewith, along with a copy of the corresponding Communication from a Foreign Patent Office, except for the U.S. patents.

Koji MASAKI  
U.S. Appln. No.: 10/522,381  
INFORMATION DISCLOSURE STATEMENT

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

The present Information Disclosure Statement is being filed thirty days or fewer from the communication from a foreign patent office and a Statement Under 37 C.F.R. §1.704(d) is attached.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

  
John T. Callahan  
Registration No. 32,607

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Telephone: (202) 293-7060  
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WASHINGTON OFFICE  
23373  
CUSTOMER NUMBER

Date: October 5, 2005

Substitute for Form 1449 A & B/PTO		Complete if Known	
<b>O I P E INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <small>OCT 05 2005 (Use as many sheets as necessary)</small>		Application Number	10/522,381
		Confirmation Number	7991
		Filing Date	January 26, 2005
		First Named Inventor	Koji MASAKI
		Art Unit	1714
		Examiner Name	Unknown
Sheets	1	of	1
		Attorney Docket Number	Q85876

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code <sup>2</sup> (if known)		
		US 4,946,887		08-07-1990	Takino et al.
		US 3,225,122		12-21-1965	Stumpe, Jr.
		US 5,221,714	A	06-22-1993	Parker
		US 5,654,253	A	08-05-1997	Hucul et al.
		US			

## FOREIGN PATENT DOCUMENTS

## NON PATENT LITERATURE DOCUMENTS

**Examiner Signature** \_\_\_\_\_ **Date Considered** \_\_\_\_\_

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to indicate here if English language Translation is attached.



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**STATEMENT UNDER 37 C.F.R. § 1.704(d)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was cited in a communication from a foreign patent office in a counterpart foreign application, and that the communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of said Information Disclosure Statement.

Respectfully submitted,



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